

**PROFESSIONAL LICENSURE DIVISION[645]**

**Notice of Intended Action**

**Proposing rulemaking related to licensure of barbers, cosmetologists, electrologists, estheticians, nail technologists, and instructors of barbering and cosmetology arts and sciences and providing an opportunity for public comment**

The Board of Barbering and Cosmetology Arts and Sciences hereby proposes to rescind Chapter 60, “Licensure of Cosmetologists, Electrologists, Estheticians, Manicurists, Nail Technologists, and Instructors of Cosmetology Arts and Sciences,” and to adopt a new Chapter 60, “Licensure of Barbers, Cosmetologists, Electrologists, Estheticians, Nail Technologists, and Instructors of Barbering and Cosmetology Arts and Sciences,” Iowa Administrative Code.

*Legal Authority for Rulemaking*

This rulemaking is proposed under the authority provided in Iowa Code sections 147.36, 157.14, 272C.2A, 272C.3, 272C.4 and 272C.10 and Executive Order 10 (January 10, 2023).

*State or Federal Law Implemented*

This rulemaking implements, in whole or in part, Iowa Code chapters 17A, 147, 157 and 272C; 2023 Iowa Acts, House File 652; and Executive Order 10 (January 10, 2023).

*Purpose and Summary*

This proposed rulemaking sets minimum standards of entry into the barbering and cosmetology arts and sciences professions. Iowa residents, licensees, and employers benefit from the rulemaking because the rulemaking clarifies the processes by which licensees may apply for licensure as a barber and cosmetologist, nail technician, esthetician, electrologist, or instructor as directed in statute. This includes the process for initial licensure, renewal, and reinstatement. These requirements ensure public safety through review of the integrity and competence of the practitioner. Requirements include the application process, educational qualifications, and examination requirements. The rulemaking also articulates the merger of the Board of Barbering with the Board of Cosmetology Arts and Sciences, providing guidance for legacy license holders.

Public comments received at the November 21, 2023, public hearing from Sue Charles and the Iowa Cosmetology School Association were reviewed by the Board. After discussion, the Board agrees that licensees and the public benefit by incorporating many of the suggestions outlined below. Edits were made to ensure the term “salon” was replaced with “establishment” where appropriate. The term “barbering and” was added in front of “cosmetology arts and sciences” where applicable. Clarification of the definition of the term “shaving” was made in rule 645—60.1(157). A lettered paragraph added to subrule 60.5(1) clarifies that only a straight edge razor with a disposable blade shall be used for shaving and added the requirement for a school name and license number to be included on shaving certifications of training issued for the purpose of obtaining a Board certification in shaving. In subrule 60.5(3), chemical exfoliation certifications of training will include evidence of a safety training component. During the review, the Board also chose to add clarifying language to rule 645—60.5(157) that prescribed practice certificates for use of a specific machine, product, model or device do not require renewal. In subrules 60.5(4) and 60.5(5), language was added to clarify that the certifications of training issued for the purpose of obtaining a Board certification in laser services and intense pulsed light (IPL) hair removal treatments, respectively, must include the contact hours specific to the laser, machine, model or device and the name of the approved manufacturer or institute of laser technology that provided the training.

The Board did not incorporate the following public comments for the following reasons:

**Comments 1 and 2 related to subrule 60.4(4):** A rule restricting barbers and cosmetologists licensed after July 1, 2005, from practicing chemical peels, microdermabrasion, lasers, or IPL for hair removal (“the restricted practices”).

**Comment 1:** Remove “barber” from the rule since barbers were never trained in the restricted practices before or after July 1, 2005. **Board response:** The addition of “barber” is required by statute as outlined in 2023 Iowa Acts, House File 652. Additionally, Iowa Code chapter 157 no longer recognizes “cosmetologists” and “barbers” as separate professions; such licensees are now known as “barbers and cosmetologists.” As required by law, the Board has proposed this rule, which would ensure any person who was previously licensed as a cosmetologist or as a barber after July 1, 2005, is prohibited from engaging in the restricted practices.

**Comment 2:** Allow cosmetologists licensed after July 1, 2005, to train and be certified in the restricted practices. **Board response:** The Board cannot permit persons licensed in barbering and cosmetology after July 1, 2005, to engage in the restricted practices because this prohibition is required by law in Iowa Code chapter 157. Only the Legislature can remove this restriction.

**Comments 3 and 4 related to subrule 60.4(6):** A rule limiting the practice of pedicuring to persons licensed by the Board who possess the skill and knowledge required to perform the service.

**Comment 3:** Will the Board prescribe a minimum number of training hours on pedicuring for persons who were previously licensed as barbers? **Board response:** No. The Board is not prescribing a minimum number of training hours. Rather, any licensee engaged in the practice of pedicuring, if asked, must be able to show proof of competence.

**Comment 4:** The original rule limited pedicuring to licensed cosmetologists or nail technologists. Why has the rule been rewritten? **Board response:** As modified by 2023 Iowa Acts, House File 652, Iowa Code chapter 157 allows persons who have a license in nail technology or a license in barbering and cosmetology to practice pedicuring. Because the new, single-scope license of “barbering and cosmetology” encompasses persons who were previously licensed as barbers and who were not required to be trained in pedicuring for their original license, the Board has modified its rule to clarify that no licensee may perform pedicuring unless, if asked, the licensee can show evidence the licensee has the skill and training to perform the practice. Moreover, the Board cannot issue rules specific to “cosmetologists” since the law no longer recognizes cosmetology as a separate profession.

**Comments 5 and 6 related to subrule 60.4(7):** A rule limiting the practice of waxing to persons licensed by the Board who possess the skill and knowledge required to perform the service.

**Comment 5:** Will the Board prescribe a minimum number of training hours on waxing for persons who were previously licensed as barbers? **Board response:** No. The Board is not prescribing a minimum number of training hours. Rather, any licensee engaged in the practice of waxing, if asked, must be able to show proof of competence.

**Comment 6:** The original rule was specific to facial waxing, and the rule limited this practice to licensed cosmetologists or estheticians. Why has the rule been modified? The commenter also indicated that, in the commenter’s experience, nail technologists have been known to illegally perform facial waxing. The commenter expressed concern that the updated rule would imply that nail technologists are allowed to perform waxing on areas of the body other than the hands. **Board response:** As modified by 2023 Iowa Acts, House File 652, Iowa Code chapter 157 allows persons who have a license in esthetics or a license in barbering and cosmetology to practice pedicuring. Because the new, single-scope license of “barbering and cosmetology” encompasses persons who were previously licensed as barbers and who were not required to be trained in waxing for hair removal for their original license, the Board has modified its rule to clarify that no licensee may perform waxing unless, if asked, the licensee can show evidence the licensee has the skill and training to perform the practice. Moreover, the Board cannot issue rules specific to “cosmetologists” since the law no longer recognizes cosmetology as a separate profession.

The Administrative Rules Review Committee also recognizes that Iowa Code chapter 157 limits facial waxing to estheticians and to barbers and cosmetologists, and that nail technologists are limited in the scope of waxing services they may offer. Executive Order 10 requires the Board to remove rules that

are redundant with the Iowa Code, so a rule that reiterates a statutory limitation would be potentially redundant.

**Comment 7 related to subrule 60.5(1):** A rule limiting the practice of shaving to persons licensed in barbering and cosmetology who have been certified by the Board to perform the practice after either (a) showing evidence of having passed a National-Interstate Council of State Boards of Cosmetology, Inc. (NIC) or national barber practical examination or (b) completing a 40-hour shaving program. Persons previously licensed as barbers prior to July 1, 2023, are exempt from this requirement. The rule also reiterates that shaving is for hair removal on the scalp, face, or neck.

**Comment 7:** The proposed rule for 40-hour shaving courses requires the course to be taught by a licensed instructor. The commenter recommends amending this to any licensee who is experienced and knowledgeable (or similar language), at least for the interim, to ensure licensed instructors can also gain the 40 hours of training from experienced barbers who are not otherwise licensed instructors. **Board response:** The proposed rules that implement the new, combined curriculum for all licensed schools of barbering and cosmetology are planned to go into effect on August 1, 2024. The rule on 40-hour shaving courses will also be effective on the same date. If the proposed rule was modified to allow experienced barbers to teach these courses, the language would be obsolete since schools will already be required to ensure the schools are teaching the combined curriculum that includes barbering.

#### *Fiscal Impact*

This rulemaking has no fiscal impact to the State of Iowa.

#### *Jobs Impact*

After analysis and review of this rule making, no impact on jobs has been found.

#### *Waivers*

A waiver provision is not included in this rule making because all administrative rules of the Board are subject to the waiver provisions accorded under 645—Chapter 18.

#### *Public Comment*

Any interested person may submit written or oral comments concerning this proposed rulemaking. Written or oral comments in response to this rulemaking must be received by the Board no later than 4:30 p.m. on February 14, 2024. Comments should be directed to:

Venus Vendoures Walsh  
Division of Licensing  
Iowa Department of Inspections, Appeals, and Licensing  
6200 Park Avenue, Suite 100  
Des Moines, Iowa 50321-1270  
Phone: 515.242.6529  
Email: [venus.vendoures-walsh@idph.iowa.gov](mailto:venus.vendoures-walsh@idph.iowa.gov)

#### *Public Hearing*

Public hearings at which persons may present their views orally or in writing will be held as follows:

February 13, 2024  
1:50 to 2:10 p.m.

6200 Park Avenue  
Des Moines, Iowa  
Video call link: [meet.google.com/jji-jaoj-uqy](https://meet.google.com/jji-jaoj-uqy)  
Or dial: +1 904.330.1060  
PIN: 744 558 427#  
More phone numbers:  
[ttel.meet/jji-jaoj-uqy?pin=4753713549740](https://t.me/jji-jaoj-uqy?pin=4753713549740)

February 14, 2024  
1:50 to 2:10 p.m.

6200 Park Avenue  
Des Moines, Iowa  
Video call link: [meet.google.com/jji-jaoj-uqy](https://meet.google.com/jji-jaoj-uqy)  
Or dial: +1 904.330.1060  
PIN: 744 558 427#  
More phone numbers:  
[ttel.meet/jji-jaoj-uqy?pin=4753713549740](https://t.me/jji-jaoj-uqy?pin=4753713549740)

Persons who wish to make oral comments at a public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend a public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact the Board and advise of specific needs.

*Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its [regular monthly meeting](#) or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action is proposed:

ITEM 1. Rescind 645—Chapter 60 and adopt the following **new** chapter in lieu thereof:

*COSMETOLOGISTS*

- CHAPTER 60 LICENSURE OF BARBERS, COSMETOLOGISTS, ELECTROLOGISTS, ESTHETICIANS, NAIL TECHNOLOGISTS, AND INSTRUCTORS OF BARBERING AND COSMETOLOGY ARTS AND SCIENCES
- CHAPTER 61 LICENSURE OF ESTABLISHMENTS AND SCHOOLS OF BARBERING AND COSMETOLOGY ARTS AND SCIENCES
- CHAPTER 62 RESERVED
- CHAPTER 63 INFECTION CONTROL FOR ESTABLISHMENTS AND SCHOOLS OF BARBERING AND COSMETOLOGY ARTS AND SCIENCES
- CHAPTER 64 CONTINUING EDUCATION FOR BARBERING AND COSMETOLOGY ARTS AND SCIENCES
- CHAPTER 65 DISCIPLINE FOR BARBERING AND COSMETOLOGY ARTS AND SCIENCES LICENSEES, INSTRUCTORS, AND SCHOOLS

CHAPTER 60

LICENSURE OF BARBERS, COSMETOLOGISTS, ELECTROLOGISTS, ESTHETICIANS, NAIL TECHNOLOGISTS, AND INSTRUCTORS OF BARBERING AND COSMETOLOGY ARTS AND SCIENCES

**645—60.1(157) Definitions.** In addition to the definitions included in Iowa Code sections 157.1 and 84D.2 and 29 Code of Federal Regulations (CFR) §29.5 as amended on December 19, 2016, the following definitions apply to terms used in this chapter:

“Active license” means a license that is current and has not expired.

“*Core curriculum*” means the basic core life sciences curriculum that is required for completion of any course of study of barbering and cosmetology arts and sciences except for manicuring.

“*Examination*” means any of the tests used to determine minimum competency prior to the issuance of a barbering and cosmetology arts and sciences license.

“*Grace period*” means the 30-day period following expiration of a license when the license is still considered to be active. In order to renew a license during the grace period, a licensee is required to pay a late fee.

“*Inactive license*” means a license that has expired because it was not renewed by the end of the grace period. The category of “inactive license” may include licenses formerly known as lapsed, inactive, delinquent, closed, or retired.

“*Legacy curriculum*” means a course of study and curriculum offered by barbering schools or cosmetology arts and sciences schools that, as applicable, comply with the administrative rules issued by the Iowa board of barbering or by the Iowa board of cosmetology arts and sciences that were in effect on June 30, 2023.

“*Licensee*” means any person or entity licensed to perform practice disciplines governed by the board of barbering and cosmetology arts and sciences pursuant to Iowa Code chapter 157 and 645—Chapters 60 through 65.

“*Licensure by endorsement*” means the issuance of an Iowa license to practice barbering and cosmetology arts and sciences to an applicant who is or has been licensed in the District of Columbia or in another state, territory, province or foreign country and who has held an active license under the laws of such other jurisdiction for at least 12 months during the past 24 months.

“*Mentor*” means a licensee providing guidance in a mentoring program.

“*Mentoring*” means a program allowing students to experience barbering and cosmetology arts and sciences in a licensed establishment under the guidance of a mentor.

“*NIC*” means the National-Interstate Council of State Boards of Cosmetology, Inc.

“*Pedicuring*” means the practice of cleaning, shaping or polishing the toenails.

“*Practice discipline*” means the practice of electrology, esthetics, nail technology, or barbering and cosmetology as recognized by the board of barbering and cosmetology arts and sciences.

“*Prescribed practice*” means an area of specialty certified by the board within the scope of barbering and cosmetology arts and sciences.

“*Reactivate*” or “*reactivation*” means the process as outlined in rule 645—60.9(17A,147,272C) by which an inactive license is restored to active status.

“*Reinstatement*” means the process as outlined in rule 645—11.31(272C) by which a licensee who has had a license suspended or revoked or who has voluntarily surrendered a license may apply to have the license reinstated, with or without conditions. Once the license is reinstated, the licensee may apply for active status.

“*Shaving*” means the manual removal of hair from the face, head or neck by cutting it close to the skin.

“*Testing service*” means a national testing service selected by the board.

#### **645—60.2(157) Initial licensure.**

**60.2(1) Requirements for licensure.** All persons providing services in one or more practice disciplines shall hold a license issued by the board. The applicant shall:

a. Submit a completed online application and pay the nonrefundable fee specified in 645—subrule 5.5(1).

b. Demonstrate professional competence in one of the following ways:

(1) A person who is licensed in another jurisdiction may complete the licensure by endorsement application. If the applicant is licensed in another jurisdiction as an electrologist, nail technician or esthetician, then a successful applicant will receive a license in such practice discipline. If the applicant is licensed in another jurisdiction as a barber or as a cosmetologist, and the applicant is requesting licensure in the practice discipline of barbering and cosmetology, then a successful applicant will receive a license as a barber and cosmetologist. All applicants must provide a verification of license from the jurisdiction

in which the applicant has most recently been licensed, sent directly from the jurisdiction to the board office. Web-based verification may be substituted for verification from a jurisdiction's board office if the verification includes:

1. Licensee's name;
2. Date of initial licensure;
3. Current licensure status; and
4. Any disciplinary action taken against the licensee.

(2) A person who is licensed in another jurisdiction who is unable to satisfy the requirements of licensure by endorsement may apply for licensure by verification, if eligible, in accordance with rule 645—19.1(272C).

(3) An applicant who has relocated to Iowa from a state that did not require licensure to practice the profession may submit proof of work experience in lieu of educational and training requirements, if eligible, in accordance with rule 645—19.2(272C).

c. Provide proof of completion of education.

(1) If the applicant graduated from a school that is licensed by the board, the applicant is to direct the educational program to submit to the board a diploma or an official transcript indicating date of graduation and completion of required hours in each practice discipline for which the applicant is requesting licensure.

If an applicant graduates from a licensed school after completing a course of study constituting a legacy curriculum as prescribed in 645—subrule 61.14(6), such graduation will satisfy the education requirement for the applicable practice discipline for which the applicant is requesting licensure. For purposes of this subrule, a legacy curriculum in barbering or a legacy curriculum in cosmetology will be sufficient proof of education for an applicant requesting a license to practice barbering and cosmetology.

(2) If the applicant graduated from a school that is not licensed by the board, the applicant is to direct the school to provide an official transcript showing completion of a course of study that meets the requirements of rule 645—61.14(157).

(3) If the applicant has graduated from an apprenticeship program, the applicant must direct the Iowa office of apprenticeship registered apprenticeship program to submit a certificate of completion.

(4) If the applicant was educated outside the United States, the applicant is to attach an original evaluation of the applicant's education from any accredited evaluation service.

**60.2(2) Requirements for an instructor's license.** An applicant for an instructor's license shall:

a. Submit a completed application for licensure and the appropriate fee to the board;

b. Be licensed in the state of Iowa in the prescribed practice discipline to be taught or be licensed as a barber and cosmetologist who possesses the skill and knowledge required to instruct in that practice discipline;

c. Provide documentation of completion of 1,000 hours of instructor's training or two years' active practice in the field of barbering and cosmetology, esthetics, electrology, or nail technology within six years prior to application;

d. For an instructor of electrology license, submit proof of 60 hours of practical experience, excluding school hours, in the area of electrolysis prior to application;

e. Pass an instructor's national examination, which, effective January 1, 2008, shall be the NIC instructor examination unless the applicant is applying for an instructor's license by endorsement as outlined in paragraph 60.2(1) "b."

**60.2(3) Conditions.** The following conditions apply for all licenses:

a. Incomplete applications that have been on file in the board office for more than two years shall be considered invalid and shall be destroyed.

b. Licensees who were issued their initial licenses within six months prior to the license renewal beginning date are not required to renew their licenses until the renewal month two years later.

c. The board may issue a single license number and expiration date to licensees who hold licenses in multiple practice disciplines.

#### **645—60.3(157) Examination requirements.**

**60.3(1)** An applicant shall pass a national examination prescribed by the board for the particular practice discipline with a score of 75 percent or greater.

The applicant shall submit the test registration fee directly to the test service. NIC examinations are administered according to guidelines set forth by the NIC.

**60.3(2)** If applying for licensure by endorsement, an applicant who graduated from a barber or cosmetology school prior to January 1, 2000, shall have passed the state written and practical examination required by the state in which the applicant was originally licensed.

**60.3(3)** An applicant who graduated from a barber or cosmetology school after January 1, 2000, shall have passed a national theory examination for the discipline in which the applicant seeks licensure.

**60.3(4)** An applicant for the barbering and cosmetology license who graduated from a barber or cosmetology school after July 1, 2023, shall have passed a national theory examination. Shaving with a razor requires additional certification by the board.

**645—60.4(157) Criteria for licensure in prescribed practice disciplines.**

**60.4(1)** A barbering and cosmetology license is not a requirement for an electrology, esthetics, or nail technology license.

**60.4(2)** Core life sciences curriculum hours shall be transferable in their entirety from one practice discipline to another practice discipline.

**60.4(3)** Theory hours earned in each practice discipline of barbering and cosmetology arts and sciences may be used in applying for a barbering and cosmetology license.

**60.4(4)** A barber and cosmetologist licensed after July 1, 2005, is not eligible to be certified in chemical peels, microdermabrasion, laser or intense pulsed light (IPL) and shall not provide those services.

**60.4(5)** Licensees must hold a shaving certificate, or the license will be restricted from the practice of shaving. An individual who was licensed as an Iowa barber prior to July 1, 2023, is not required to hold a shaving certificate.

**60.4(6)** Pedicuring shall only be done by a licensee who possesses the skill and knowledge required to perform the service in a professionally competent manner in compliance with 645—Chapter 63.

**60.4(7)** Waxing shall only be done by a licensee who possesses the skill and knowledge required to perform the service in a professionally competent manner in compliance with 645—Chapter 63.

**60.4(8)** An initial license to practice manicuring shall not be issued by the board after December 31, 2007. A manicurist license issued on or before December 31, 2007, may be renewed subject to licensure requirements identified by statute and administrative rule unless the license becomes inactive. A manicurist license that becomes inactive cannot be reactivated or renewed.

**60.4(9)** Any person previously licensed as a barber prior to [the effective date of this rulemaking] pursuant to 645—Chapter 21 will, upon successful renewal of such license, receive a barbering and cosmetology license.

**60.4(10)** Any person previously licensed as a cosmetologist prior to [the effective date of this rulemaking] pursuant to this chapter will, upon successful renewal of such license, receive a barbering and cosmetology license.

**645—60.5(157) Prescribed practice training requirements.** As outlined below, the board may approve a licensee to provide the prescribed practice services of shaving, microdermabrasion, chemical exfoliation, laser services, and IPL hair removal treatments once a licensee has complied with training requirements and submitted a completed application, the required supporting evidence, and applicable fees as specified in these rules. The applicant shall receive a certification following board approval. Machine-, product-, model- or device-specific certifications do not need renewal.

**60.5(1)** Shaving for hair removal.

*a.* Shaving shall only be performed by a barber and cosmetologist who is certified by the board to perform those services. A barber licensed before July 1, 2023, is exempt from this requirement.

*b.* Shaving shall only be used for hair removal on the scalp, face or neck.

*c.* Only a straight edge razor with a disposable blade shall be used for shaving.

*d.* In order to receive board certification and be eligible to perform shaving for hair removal services, the licensee must complete a shaving program or pass an exam as outlined below:

(1) Provide evidence of passing the NIC barber practical exam or a national barber practical exam, or

(2) Complete a 40-hour shaving program from an Iowa licensed school, or a program sponsored by an Iowa licensed school, that is conducted by a licensed instructor who has specialized education, training and experience by reason of which said licensed instructor should be considered qualified concerning the subject matter of the program, then:

1. Obtain from the program a certification of training that contains the following information:

- Date, location, and course title;
- Name and license number of the instructor;
- Name and license number of the school;
- Number of contact hours;
- Evidence that the training program includes a safety training component that provides a thorough understanding of the procedures to be performed. The training program shall address fundamentals of skin care, blood-borne pathogens and infection control.

2. Complete a board-approved certification application form and submit to the board office the completed form, a copy of the certification of training, and the required fee pursuant to 645—subrule 5.5(14). The fee is nonrefundable.

**60.5(2) Microdermabrasion.**

*a.* Microdermabrasion shall only be performed by a licensed, certified esthetician or a cosmetologist who was licensed prior to July 1, 2005, and is certified by the board.

*b.* To be eligible to perform microdermabrasion services, the licensee shall:

(1) Complete 14 contact hours of education specific to the material or apparatus used for microdermabrasion. Before an additional material or apparatus is utilized in the licensee's practice, the licensee shall provide official certification of training on the material or apparatus.

(2) Obtain from the program a certification of training that contains the following information:

1. Date, location, and course title;
2. Number of contact hours;
3. Specific identifying description of the microdermabrasion machine covered by the course; and
4. Evidence that the training program includes a safety training component that provides a thorough understanding of the procedures to be performed. The training program shall address fundamentals of potential hazards, management and employee responsibilities relating to control measures, and regulatory requirements.

(3) Complete a board-approved certification application form and submit to the board office the completed form, a copy of the certification of training, and the required fee pursuant to 645—subrule 5.5(14). The fee is nonrefundable.

**60.5(3) Chemical exfoliation.**

*a.* Chemical exfoliation shall only be performed by a cosmetologist who was licensed prior to July 1, 2005, and is certified by the board to perform those services. Additional certification is not required for licensed estheticians.

*b.* Chemical exfoliation procedures are limited to the removal of surface epidermal cells of the skin by using only non-medical-strength cosmetic preparations consistent with labeled instructions and as specified by these rules. This procedure is not intended to elicit viable epidermal or dermal wounding, injury, or destruction.

*c.* To be eligible to perform chemical peels, a cosmetologist who was licensed prior to July 1, 2005, shall:

(1) Complete 21 hours of training specific to the process and products to be used for chemical peels. Before an additional process or product is utilized in the licensee's practice, the licensee shall provide official certification of training on the new process or product.

(2) Obtain from the program a certification of training that contains the following information:

1. Date, location, and course title;



2. Number of contact hours;
3. Specific identifying description of the chemical peel process and products covered by the course; and
4. Evidence that the training program includes a safety training component that provides a thorough understanding of the procedures to be performed. The training program shall address fundamentals of potential hazards, management and employee responsibilities relating to control measures, and regulatory requirements.

(3) Complete a board-approved certification application form and submit to the board office the completed form, a copy of the certification of training, and the required fee pursuant to 645—subrule 5.5(15). The fee is nonrefundable.

**60.5(4) Laser services.**

- a. A cosmetologist licensed after July 1, 2005, shall not use laser products.
- b. An electrologist shall only provide hair removal services when using a laser.
- c. Estheticians and cosmetologists shall use a laser for cosmetic purposes only.
- d. Cosmetologists licensed prior to July 1, 2005, electrologists and estheticians must be certified to perform laser services.
- e. When a laser service is provided to a minor by a licensed cosmetologist, esthetician or electrologist who has been certified by the board, the licensee shall work under the general supervision of a physician. The parent or guardian shall sign a consent form prior to services being provided. Written permission shall remain in the client's permanent record for a period of five years.

f. To be eligible to perform laser services, a cosmetologist who was licensed on or before July 1, 2005, an electrologist, or an esthetician shall:

- (1) Complete 40 hours of training specific to each laser machine, model or device to be used for laser services. Before an additional machine, model or device is utilized in the licensee's practice, the licensee shall submit official certification of training on the new machine, model or device.
- (2) Obtain from the program a certification of training that contains the following information:
  1. Date, location, and course title;
  2. Number of contact hours specific to the laser machine, model or device;
  3. Name of the approved manufacturer or institute of laser technology that provided the training;
  4. Specific identifying description of the laser equipment; and
  5. Evidence that the training program includes a safety training component that provides a thorough understanding of the procedures to be performed. The training program shall address fundamentals of nonbeam hazards, management and employee responsibilities relating to control measures, and regulatory requirements.

(3) Complete a board-approved certification application form and submit to the board office the completed form, a copy of the certification of training, and the required fee pursuant to 645—subrule 5.5(14). The fee is nonrefundable.

**60.5(5) IPL hair removal treatments.**

- a. A cosmetologist licensed after July 1, 2005, shall not use IPL devices.
- b. An IPL device shall only be used for hair removal.
- c. Cosmetologists licensed prior to July 1, 2005, electrologists and estheticians must be certified to perform IPL services.
- d. When IPL hair removal services are provided to a minor by a licensed cosmetologist, esthetician or electrologist who has been certified by the board, the licensee shall work under the general supervision of a physician. The parent or guardian shall sign a consent form prior to services being provided. Written permission shall remain in the client's permanent record for a period of five years.

e. To be eligible to perform IPL hair removal services, a cosmetologist who was licensed on or before July 1, 2005, an electrologist, or an esthetician shall:

- (1) Complete 40 hours of training specific to each IPL machine, model or device to be used for IPL hair removal services. Before an additional machine, model or device is utilized in the licensee's practice, the licensee shall submit official certification of training on the new machine, model or device.
- (2) Obtain from the program a certification of training that contains the following information:

1. Date, location, and course title;
2. Number of contact hours specific to the laser machine, model or device;
3. Name of the approved manufacturer or institute of laser technology that provided the training;
4. Specific identifying description of the IPL hair removal equipment; and
5. Evidence that the training program includes a safety training component that provides a thorough understanding of the procedures to be performed. The training program shall address fundamentals of nonbeam hazards, management and employee responsibilities relating to control measures, and regulatory requirements.

(3) Complete a board-approved certification application form and submit to the board office the completed form, a copy of the certification of training, and the required fee pursuant to 645—subrule 5.5(14). The fee is nonrefundable.

**60.5(6) Health history and incident reporting.**

*a.* Prior to providing laser or IPL hair removal, microdermabrasion or chemical peel services, the cosmetologist, esthetician, and electrologist shall complete a client health history of conditions related to the application for services and include it with the client’s records. The history shall include but is not limited to items listed in paragraph 60.5(6) “*b.*”

*b.* A licensed cosmetologist, esthetician, or electrologist who provides services related to the use of a certified laser product, IPL device, chemical peel, or microdermabrasion shall submit a report to the board within 30 days of any incident in which provision of such services resulted in physical injury requiring medical attention. Failure to comply with this requirement shall result in disciplinary action by the board. The report shall include the following:

- (1) A description of procedures;
- (2) A description of the physical condition of the client;
- (3) A description of any adverse occurrence, including:
  1. Symptoms of any complications including, but not limited to, onset and type of symptoms;
  2. A description of the services provided that caused the adverse occurrence;
  3. A description of the procedure that was followed by the licensee;
- (4) A description of the client’s condition on termination of any procedures undertaken;
- (5) If a client is referred to a physician, a statement providing the physician’s name and office location, if known;
- (6) A copy of the consent form.

**60.5(7) Failure to report.** Failure to comply with paragraph 60.5(6) “*b.*” when the adverse occurrence is related to the use of any procedure or device noted in the attestation may result in the licensee’s loss of authorization to administer the procedure or device noted in the attestation or may result in other sanctions provided by law.

**60.5(8)** A licensee shall not provide any services that constitute the practice of medicine.

**645—60.6(157) Licensure restrictions relating to practice.**

**60.6(1)** A certified laser product or an intense pulsed light device shall only be used on surface epidermal layers of the skin except for hair removal.

**60.6(2)** A laser hair removal product or an intense pulsed light device shall not be used on a minor unless the minor is accompanied by a parent or guardian and then shall be used only under general supervision of a physician.

**60.6(3)** Persons licensed under Iowa Code chapter 157 shall not administer any practice of removing skin by means of a razor-edged instrument.

**60.6(4)** Persons licensed under this chapter who provide hair removal, manicuring and nail technology services shall not administer any procedure in which human tissue is cut, shaped, vaporized, or otherwise structurally altered, except for the use of a cuticle nipper.

**60.6(5)** Board-certified licensees providing shaving, microdermabrasion, chemical peels, laser or IPL hair removal treatments in an establishment shall not include any practice, activity, or treatment that constitutes the practice of medicine, osteopathic medicine, chiropractic or acupuncture.

**60.6(6)** Barbers and cosmetologists licensed prior to July 1, 2005, and licensed estheticians shall only perform medical aesthetic services in a medical spa under the delegation and supervision of a medical director as set forth by the Iowa board of medicine in rule 653—13.8(148,272C). The Iowa board of barbering and cosmetology arts and sciences does not license medical aestheticians.

**60.6(7)** Persons licensed under this chapter who provide apprenticeship programs must hold an active license sufficient to provide on-the-job training, must operate in an actively licensed establishment, and must comply with relevant Iowa office of apprenticeship laws and regulations for the operation of an apprenticeship program.

**60.6(8)** Licensees may only perform those services for which they possess the skill and knowledge required to perform the service in a professionally competent manner as set forth in Iowa Code chapter 157 and the related administrative rules and regulations.

**645—60.7(157) Consent form requirements.** A licensed esthetician, barber and cosmetologist, or electrologist, prior to providing services relating to a certified laser product, intense pulsed light device, chemical peel, or microdermabrasion, shall obtain from a client a consent form that:

1. Specifies in general terms the nature and purpose of the procedure(s);
2. Lists known risks associated with the procedure(s) if reasonably determinable;
3. States an acknowledgment that disclosure of information has been made and that questions asked about the procedure(s) have been satisfactorily answered;
4. Includes a signature of either the client for whom the procedure is performed or, if that client for any reason lacks legal capacity to consent, includes the signature of a person who has legal authority to consent on behalf of that client in those circumstances.

**645—60.8(157) License renewal.**

**60.8(1)** The biennial license renewal period for a license to practice cosmetology arts and sciences shall begin on April 1 of one year and end on March 31 two years later. All licensees shall renew on a biennial basis.

*a.* The board may send a renewal notice by regular mail to each licensee at the address on record prior to the expiration of the license.

*b.* The licensee is responsible for renewing the license prior to its expiration. Failure of the licensee to receive the notice does not relieve the licensee of the responsibility for renewing the license.

*c.* A new or reactivated license granted by the board to a licensee who holds a current license in another practice discipline in barbering and cosmetology arts and sciences may have the same license expiration date as the licensee's other license(s). If the licensee does not have another active license with the board, the license expiration date shall be in the current renewal period unless the license is issued within six months of the end of the renewal cycle and subrule 60.8(2) applies.

**60.8(2)** An individual who was issued a license within six months of the license renewal date will not be required to renew the license until the subsequent renewal two years later.

**60.8(3) License renewal.**

*a.* A licensee seeking renewal shall:

(1) Meet the continuing education requirements of rule 645—64.2(157). A licensee whose license was reactivated during the current renewal compliance period may use continuing education credit earned during the compliance period for the first renewal following reactivation; and

(2) Submit the completed online renewal application and renewal fee and upload certificate(s) of completion for related continuing education before the license expiration date.

*b.* Licensees currently licensed in Iowa but practicing exclusively in another state or serving honorably as active duty military or the spouse of active duty military service personnel may comply with Iowa continuing education requirements for license renewal by meeting the continuing education requirements of the state where the licensee practices. Those licensees living and practicing exclusively in a state that has no continuing education requirement for renewal of a license shall not be required to meet Iowa's continuing education requirement but shall pay all renewal fees when due (Iowa Code section 272C.2(4)).

**60.8(4)** Upon receiving the information required by this rule and the required fee, board staff shall administratively issue a two-year license. In the event the board receives adverse information on the renewal application, the board shall issue the renewal license but may refer the adverse information for further consideration or disciplinary investigation.

**60.8(5)** Late renewal. The license shall become late when the license has not been renewed by the expiration date on the renewal. The licensee shall be assessed a late fee as specified in 645—subrule 5.5(3). To renew a late license, the licensee shall complete the renewal requirements and submit the late fee within the grace period.

**60.8(6)** Inactive license. A licensee who fails to renew the license by the end of the grace period has an inactive license. A licensee whose license is inactive continues to hold the privilege of licensure in Iowa, but may not practice barbering and cosmetology arts and sciences in Iowa until the license is reactivated. A licensee who practices barbering and cosmetology arts and sciences in the state of Iowa with an inactive license may be subject to disciplinary action by the board, injunctive action pursuant to Iowa Code section 147.83, criminal sanctions pursuant to Iowa Code section 147.86, and other available legal remedies.

**60.8(7)** Those persons licensed for the first time shall not be required to complete continuing education as a prerequisite for the first renewal of their licenses. Continuing education hours acquired anytime from the initial licensing until the second license renewal may be used.

**645—60.9(17A,147,272C) License reactivation.** To apply for reactivation of an inactive license, a licensee shall:

**60.9(1)** Submit a reactivation application on a form provided by the board.

**60.9(2)** Pay the reactivation fee that is due as specified in rule 645—5.5(147,157).

**60.9(3)** Provide verification of current competence to practice barbering and cosmetology arts and sciences by satisfying one of the following criteria:

*a.* If the license has been on inactive status for five years or less, an applicant must provide the following:

(1) Verification of the license from the jurisdiction in which the applicant has most recently been licensed and is or has been practicing during the time period the Iowa license was inactive, sent directly from the jurisdiction to the board office. Web-based verification may be substituted for verification from a jurisdiction's board office if the verification includes:

1. Licensee's name;
2. Date of initial licensure;
3. Current licensure status; and
4. Any disciplinary action taken against the license; and

(2) Verification of completion of six hours of continuing education that meet the continuing education standards defined in rule 645—64.3(157,272C) within two years of application for reactivation; or verification of active practice, consisting of a minimum of 2,080 hours, in another state or jurisdiction during the two years preceding an application for reactivation..

*b.* If the license has been on inactive status for more than five years, an applicant must provide the following:

(1) Verification of the license(s) from every jurisdiction in which the applicant is or has been licensed and is or has been practicing during the time period the Iowa license was inactive, sent directly from the jurisdiction(s) to the board office. Web-based verification may be substituted for verification from a jurisdiction's board office if the verification includes:

1. Licensee's name;
2. Date of initial licensure;
3. Current licensure status; and
4. Any disciplinary action taken against the license; and

(2) Verification of completion of 12 hours of continuing education that meet the continuing education standards defined in rule 645—64.3(157,272C) within two years of application for reactivation.

**60.9(4)** Licensees who are instructors of barbering and cosmetology arts and sciences shall obtain an additional six hours of continuing education in teaching methodology as prescribed in 645—Chapter 64.

**645—60.10(17A,147,272C) License reinstatement.** A licensee whose license has been revoked, suspended, or voluntarily surrendered must apply for and receive reinstatement of the license in accordance with rule 645—11.31(272C) and must apply for and be granted reactivation of the license in accordance with rule 645—60.9(17A,147,272C) prior to practicing barbering and cosmetology arts and sciences in this state.

These rules are intended to implement Iowa Code chapters 157 and 272C.